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6 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 ZANE LOCKE,

9 Plaintiff,

10 v.

11 COMMISSIONER OF SOCIAL  
12 SECURITY,

13 Defendant.

Case No. C20-5854 MLP

ORDER

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15 This matter comes before the Court of Plaintiff's failure to serve the complaint in a  
16 timely manner. Plaintiff initiated this matter on August 24, 2020. (Dkt. # 1.) Summons were  
17 electronically issued on August 26, 2020. (Dkt. # 2). All parties consented to proceed before the  
18 Undersigned. (Dkt. # 3.) To date, Plaintiff has not filed proof of service. "If a defendant is not  
19 served within 90 days after the complaint is filed, the court—on motion or on its own after notice  
20 to the plaintiff—must dismiss the action without prejudice against that defendant or order that  
21 service be made within a specified time." Fed. R. Civ. P. 4(m). "[I]f there is no good cause [for  
22 failure to serve], the court has the discretion to dismiss without prejudice or to extend the time  
23 period." *In re Sheehan v. Sheehan*, 253 F.3d 507, 512 (9th Cir. 2001).

There is no indication that Plaintiff properly served Defendant, nor shown good cause for not doing so. Accordingly, Plaintiff is hereby ORDERED to show cause why this matter should not be dismissed without prejudice pursuant to Rule 4 for failure to prosecute by no later than July 23, 2021.

Dated this 9th day of July, 2021.

  
MICHELLE L. PETERSON  
United States Magistrate Judge